



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2009 REGULAR SESSION

HOUSE BILL NO. 161

WEDNESDAY, FEBRUARY 25, 2009

The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED
DATE March 13, 2009
8:49 p.m.

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY T. Kinsolving

AN ACT relating to officers and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 ➔ Section 1. KRS 62.990 is amended to read as follows:

2 (1) Any person who violates subsection (1) of KRS 62.010 or subsection (1) of KRS
3 62.050 on or after the date thirty (30) days after January 27, 1995, shall be fined not
4 less than five hundred (500) nor more than one thousand dollars (\$1,000).

5 (2) *(a) If any person violates subsection (2) or (3) of KRS 62.010 before January 1,*
6 *2010, his or her office shall be considered vacant.*

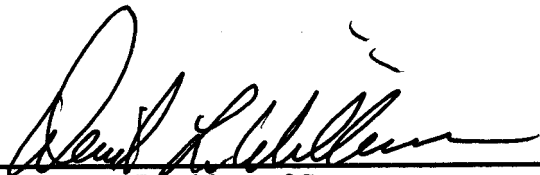
7 *(b)* If any person violates subsection (2) or (3) of KRS 62.010 *on or after*
8 *January 1, 2010*, his office shall be considered vacant and he shall not be
9 eligible for the same office for two (2) years.

10 (3) Any person convicted or removed from office under subsection (2) of this section
11 prior to January 10, 1995, may apply to the Circuit Court for relief from the
12 disability of being unable to serve in office. The Circuit Court, upon receipt of the
13 application, shall modify the sentence to remove the disability of holding the office.
14 This subsection shall not be construed to require the removal from office of a
15 person who has been appointed to fill the remainder of the term of a person
16 removed from office under KRS 62.050 and 62.990.

17 ➔ Section 2. Whereas it is in the interest of the people of the Commonwealth that
18 the mandate of the people, through the election of an officer, is carried out, and any issues
19 concerning the service of an officer must be speedily dealt with, an emergency is declared
20 to exist, and this Act takes effect upon its passage and approval by the Governor or upon
21 its otherwise becoming a law.




Speaker-House of Representatives



President of Senate

Attest: 

Chief Clerk of House of Representatives

Approved 

Governor

Date 3-13-09